

No. 10-3612

Appellate Case: 10-3612 Page: 1 Date Filed: 09/23/2011 Entry ID: 3832179

Federal inmate Lucius R. Allen appeals following the district court's<sup>1</sup> adverse grant of summary judgment on his remaining claims in his civil rights suit. Upon de novo review, we agree with the district court that dismissal of the claims against Karen Jussila was required based on Allen's failure to exhaust his administrative remedies before he filed the instant lawsuit.<sup>2</sup> See King v. Iowa Dep't of Corr., 598 F.3d 1051, 1052 (8th Cir.), cert. denied, 131 S. Ct. 499 (2010). We thus affirm, and we deny Allen's pending motion for appointment of counsel.

---

---

<sup>1</sup>The Honorable Joan N. Ericksen, United States District Judge for the District of Minnesota, adopting the report and recommendations of the Honorable Janie S. Mayeron, United States Magistrate Judge for the District of Minnesota.

<sup>2</sup>Allen has abandoned his claims against the other appellees. See Griffith v. City of Des Moines, 387 F.3d 733, 739 (8th Cir. 2004).